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ICON Health & Fitness, Inc.

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF UTAH, CENTRAL DIVISION**

ICON HEALTH & FITNESS, INC., a
Delaware corporation,

Plaintiff,

v.

**Zhongshan Camry Electronic Co.,
Ltd., d/b/a iFitstore.com, a company,**

Defendant.

NOTICE OF VOLUNTARY DISMISSAL

Case No. 1:14-cv-00002-BCW

Magistrate Judge Brooke C. Wells

Pursuant to Rule 41(a) of the Federal Rules of Civil Procedure, Plaintiff ICON Health & Fitness, Inc. (“ICON”) respectfully submits this Notice of Voluntary Dismissal of its claims against Defendant, Zhongshan Camry Electronic Co., Ltd. (“Camry”) and Defendant iFitstore.com. Despite exhaustive efforts, ICON has not been able to perfect service of process on Defendant Camry in China. *See* Dkt. Nos. 7, 13, 15, 18, 20. On May 10, 2016, ICON served Defendant iFitstore.com. *See* Dkt. 24. Defendant iFitstore.com and ICON have reached a settlement agreement. Neither Defendant has filed an Answer or Motion for Summary

Judgment. Accordingly, Plaintiff voluntarily dismisses this case *with prejudice* as to iFitstore.com and *without prejudice* as to Camry. Plaintiff reserves the right to raise its infringement claims again against Defendant Camry in the future.

Dated: July 19, 2016.

/s/ Mark A. Miller
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